



JUSTIN BAUMGARTNER

MEMBER OF NJ BAR
MEMBER OF NY BAR

Becker LLC
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December 3, 2021

Via ECF

The Honorable Vincent F. Papalia, U.S.B.J.
United States Bankruptcy Court for the District of New Jersey
50 Walnut Street, Courtroom 3B
Newark, NJ 07102

**Re: In re Supportive Health, LLC.
Case No. 21-15113 (VFP)
Chapter 7**

**Supplement to Trustee's Objection to the Debtor's Motion to Dismiss
Chapter 7 Case**

Your Honor:

As the Court is aware, this firm represents Eric R. Perkins, the Chapter 7 Trustee (the “Trustee”) for the bankruptcy estate (the “Estate”) of the Debtor Supportive Health, LLC (the “Debtor”) in the above-referenced matter. Please accept this filing as a supplement to the Trustee’s Objection to the Debtor’s Motion to Dismiss (ECF No. 65). This afternoon, counsel for the City of Milwaukie sent the Trustee the attached letter that the Trustee believes provides additional details as to the bad faith motives of the Debtor’s bankruptcy filing. As such, the Trustee respectfully requests that the Court consider same when deciding the Debtor’s Motion to Dismiss.

As always, the courtesies of the Court are greatly appreciated.

Respectfully submitted,
BECKER LLC

/s/ Justin S. Baumgartner

Justin S. Baumgartner

CC: Carline Bolivar via email (donotreply@supportivehealth.com)

TEARMAN SPENCER

City Attorney

CELIA M. JACKSON

Special Deputy City Attorney

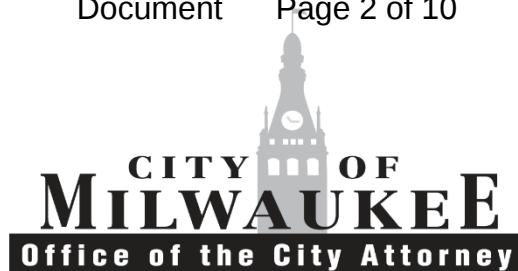
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December 3, 2021

Via email to eperkins@becker.legal

Eric R. Perkins, Chapter 7 Trustee
354 Eisenhower Parkway
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JOHN D. MCNALLY
Assistant City Attorneys

RE: *In Re Bankruptcy of Supportive Health, LLC*
US Bankruptcy Court, NJ Case No. 21-15113

Dear Trustee Perkins,

Please accept this letter on behalf of the City of Milwaukee, a named creditor in US Bankruptcy Court, District of New Jersey Case No: 21-15113 (VFP), conversion to Chapter 7. This letter is to provide the Trustee and the Court with a background on the debtor, Supportive Health, LLC and its principal actor, Perrault Jean-Paul (hereinafter "Jean-Paul") and his repeated efforts to avoid, obstruct and delay executions of valid judgments of the City of Milwaukee.

As of January 12, 2016, Jean-Paul owned property located at 2229 East Eden Place, St. Francis, Wisconsin 53235 (hereinafter "Eden Place property") On January 12, 2016, the City of Milwaukee (hereinafter "the City") filed Milwaukee County Case No. 16 CV 255 ("Underlying Case") alleging that Jean-Paul owed the City for certain raze charges that were incurred on separate properties owned by Jean-Paul. On January 21, 2016, Jean-Paul was served with the Summons and Complaint for the Underlying Case. On February 17, 2016, Jean-Paul transferred the Eden Place property to Supportive Health, LLC via a quit claim deed in order to avoid a judgment lien attachment. On that same date, Jean-Paul also transferred 3269 South New York Avenue, Milwaukee, Wisconsin 53207 to Supportive Health via a quit-claim deed. The agent for Supportive Health was Jean-Paul, who also prepared and filed the real estate transfer tax returns with the State of Wisconsin. The filer inputs the transfer type. Here, Jean-Paul chose "transfer into LLC," which indicates a transfer between an LLC and one of its members if all members are related to each other and the transfer is for no consideration other than assumption of debt or ownership interest in the LLC. Wis. Stat. § 77.25(15s).



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On March 15, 2016, a money judgment was entered in the Underlying Case in the amount of \$61,624.29. On or about March 28, 2017, the City received a letter report for the Eden Place Property which confirmed that Jean-Paul was no longer the current owner of said property and that title was transferred to Supportive Health.

The City then filed a foreclosure action against Jean-Paul and Supportive Health, LLC, on November 3, 2017 in Milwaukee County Case No. 17 CV 012487 (“2017 Case”), to void the fraudulent property transfer to Supportive Health, LLC. Jean-Paul was personally served at his home on December 13, 2017. Supportive Health was served via corporate service with defendant Jean-Paul accepting service on their behalf on January 24, 2018. The 2017 Case is still pending; the following facts and conclusions have been asserted by the City in that litigation but not yet decided by the court.

As this litigation has progressed, it has become clear that defendant Jean-Paul fraudulently and intentionally transferred property he owned to hinder, delay or defraud the City from executing via foreclosure on a valid judgment. It has become clear that Supportive Health, LLC was formed, is owned and has continued to operate as an “alter ego” of Jean-Paul.

Supportive Health LLC was formed by Jean-Paul on or about June 16, 2008, as shown by State of New Jersey records and admissions of Jean-Paul himself. The principal location originally listed for Supportive Health was the home address of Jean-Paul, 85 Sycamore Road, Jersey City, New Jersey. Jean-Paul was in fact listed as the manager of Supportive Health, LLC from when it was formed on June 16, 2008 until August 19, 2019, when Supportive Health’s Annual Report was filed after many years of delinquency. Supportive Health has been unable to produce any other records such as bank statements, receipts of payments made by Jean-Paul, or any records of any communication between Jean-Paul and Supportive Health from 2012 through 2020, as was requested in discovery. Additionally, Supportive Health has no copies of “adequate books and records” or company accounting from 2008 to the present, even though it is required by their alleged Operating Agreement.

Jean-Paul and Supportive Health provided a Promissory Note detailing an agreement for Supportive Health to provide \$61,500.00 to Jean-Paul for the purchase of the Eden Place Property. This note was allegedly signed in 2012, but one signor, Roderick Sanders, is now allegedly passed away. (The City has been unable to independently confirm Mr. Sander’s death.) The notary public for that note, Carline Bolivar, who allegedly notarized the document on November 16, 2012, has been unavailable for deposition and discovery. However, on the document, the notary stamp indicates Ms. Bolivar’s term expires on September 30, 2019. Ms. Bolivar also notarized an affidavit signed by Roderick Sanders on September 16, 2018, using the same stamp with expiration of September 30, 2019. Ms. Bolivar also notarized the quit claim on February 17, 2016 using the same stamp with expiration of September 30, 2019. Notary Public commissions issued by the state of New Jersey expire after five years. In 2012, when the Promissory Note was allegedly signed, Ms. Bolivar’s commission could not have extended to 2019.

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Additionally, on November 16, 2019, Ms. Bolivar was post-served with a deposition notice at her address of 85 Sycamore Road, Jersey City, New Jersey, the same address as Jean-Paul. Ms. Bolivar failed to appear at her properly-noticed deposition.

Despite the quit claim transfer of the Eden Place property from Jean-Paul to Supportive Health, Jean-Paul retained possession of the property and continues to retain possession today. In a 2020 deposition, Jean-Paul admitted that after the transfer, he continued to and currently still checks in on the Eden Place property. Jean-Paul admitted in his deposition that after the Eden Place property was transferred to Supportive Health, tax bills still came to his home at 85 Sycamore Road, Jersey City, New Jersey, the address he shares with Carline Bolivar. In addition, after transfer of the Eden Place property to Supportive Health, rent payments still came to Jean-Paul and continue to this day.

Not only have Jean-Paul and Supportive Health's actions fraudulently denied the City from executing on valid judgments, Jean-Paul's repeated and consistent dilatory tactics have unnecessarily delayed the City's foreclosure action. Throughout litigation and discovery in the 2017 Case, Jean-Paul and Supportive Health have either failed to appear or have been unavailable for several depositions. After the alleged passing of Roderick Sanders, the City was informed by Supportive Health's attorney Basil Loeb that he has been unable to contact any representative for Supportive Health to appear for a deposition or to answer discovery requests.

Jean-Paul has filed numerous motions to dismiss, motions to stay, and motions for extension of time, and has failed to appear at some court hearings, in what seem to be nothing more than stalling tactics. On October 28, 2020, he filed another collateral attack against the Underlying Judgment, Milwaukee County Case No. 2020 CV 6391 ("2020 Case.") The 2020 Case was dismissed by the circuit court, then remanded by the appellate court due to procedural issues. The 2020 Case is pending, with the City having filed its supplemental brief in support of its motion to dismiss on September 15, 2021. Jean-Paul has requested and received multiple extensions on his written responses, with no supplemental responses having been filed as of the date of this letter. He has requested and received multiple adjournments of the dispositive motion hearing due to family health issues—his father is allegedly suffering from Covid-19. A status conference is set for December 16, 2021.

On May 18, 2021, the City filed its Motion for Relief against Transfer and for Summary Judgment in the 2017 Case. Jean-Paul's response was due June 3, 2021. After a request for more time to respond, the Court set Jean-Paul's new motion response date as June 17, 2021. On June 18, 2021, Jean-Paul filed eleven blank pages. Then on June 23, 2021, Jean-Paul filed a notice in Milwaukee County indicating that Supportive Health had filed a Chapter 11 Bankruptcy petition in the District of New Jersey on June 22, 2021. As such, the Milwaukee Circuit Court placed a stay on the proceedings in the 2017 Case, which is in place to this date.

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Currently, the City of Milwaukee has a judgment against Perrault Jean-Paul in Milwaukee County Case No. 16 CV 255. That judgment balance is \$79,728.69 as of December 2, 2021 and continues to accrue interest at 4.5% annually.

Very Truly Yours,

Electronically signed by Hannah R. Jahn
Assistant City Attorney

Electronically signed by Aaron Birnbaum
Kohn Law Firm, SC

HRJ/tbm

Attachments: Wisconsin Real Estate Transfer Tax Returns for 2229 East Eden Place and 3269 South New York Avenue

County: MILWAUKEE
2229 E EDEN PLACE

Grantor (Seller)

Name: PERRAULT JEAN PAUL
 Address: 85 SYCAMORE ROAD JERSEY CITY New Jersey 07305
 Relationship with grantee(s): INDIVIDUAL/SOLE MEMBER
 Grantor type:
 Ownership interest transferred: Full
 Owner interest other note:
 Grantor retains the right: None
 Grantor rights other note:

Grantee (Buyer)

Name: SUPPORTIVE HEALTH LLC, A NJ LLC
 Address: 85 SYCAMORE ROAD JERSEY CITY New Jersey 07305
 Grantee type: Limited Liability Company
 Grantee certification date: 03/01/2016

Recording Information

County document number: 10543559
 Date recorded: 03/01/2016
 Volume/jacket:
 Page/Image:

Parcel

County: MILWAUKEE
 Property legal description: (short - first 200 characters) LOTS 13 AND 14 IN BLOCK 4, IN VILLAGE OF ST. FRANCIS BEING A SUBDIVISION OF PART OF THE NORTHWEST 1/4 AND SOUTHWEST 1/4 OF SECTION 15, IN TOWNSHIP 6 NORTH, RANGE 22 EAST, IN THE CITY OF ST. FRANCIS, M
 All of parcel 540-1432-000 in the SAINT FRANCIS, CITY OF
 Physical property address: 2229 E EDEN PLACE
 Section/township/baseline/range/meridian: 15/6/22/E
 Subdivision or condo/lot or unit#/block: VILLAGE OF ST. FRANCIS/13/4
 Primary residence of grantee: No

Fee Computation

Total value of real estate transferred: \$129,400.00
 Value subject to fee: \$0.00
 Transfer fee due: \$0.00
 Transfer fee exemption number: 15s
 Personal property value excluded from total value: \$0.00
 Property value exempt from local property tax: \$0.00

Tax Bill Mailing Address

Send tax bill to:

Name:
Street Address:
City, State Zip:

Transfer and Financing

Transfer type: Quit Claim Deed / TRANSFERRING INTO LLC
 Transfer type other note: TRANSFERRING INTO LLC
 Conveyance document type: Quit Claim Deed
 Conveyance code other note:
 Conveyance date: 02/18/2016
 Grantee financing: None

Physical Description

Property type: Land and Buildings
 Predominant use: Single Family
 Lot square footage: 0
 Total acres: 1
 MFL/PFC acres: 0
 Feet of water frontage: 0
 Number of units: 0

Agent and Preparer

Grantor agent: NONE
 Grantee agent: PERRAULT JEAN PAUL, 85 SYCAMORE ROAD, JERSEY
 CITY, NJ 07305
 Preparer name: PERRAULT JEAN PAUL

Weatherization

Subject to residential No
 rental weatherization standards:
 Energy exclusion: W-3

System Information

Recording information added on: 03/01/2016
 Document locator number: 201602019989325
 Previous document number:

Municipal Assessor Information

Arm's length: 2 - Non-Useable Sale
 Primary class:
 Water type:
 Property code:

Full Legal Description

LOTS 13 AND 14 IN BLOCK 4, IN VILLAGE OF ST.
 FRANCIS BEING A SUBDIVISION OF PART OF THE
 NORTHWEST 1/4 AND SOUTHWEST 1/4 OF SECTION 15,
 IN TOWNSHIP 6 NORTH, RANGE 22 EAST, IN THE CITY
 OF ST. FRANCIS, MILWAUKEE COUNTY, WISCONSIN

County: MILWAUKEE
3269 S NEW YORK AVENUE

Grantor (Seller)

Name: PERRAULT JEAN-PAUL
 Address: 85 SYCAMORE ROAD JERSEY CITY New Jersey 07305
 Relationship with grantee(s): INDIVIDUAL AND SOLE MEMBER OF LLC
 Grantor type:
 Ownership interest transferred: Full
 Owner interest other note:
 Grantor retains the right: None
 Grantor rights other note:

Grantee (Buyer)

Name: SUPPORTIVE HEALTH LLC, A NJ LLC
 Address: 85 SYCAMORE ROAD JERSEY CITY New Jersey 07305
 Grantee type: Limited Liability Company
 Grantee certification date: 03/01/2016

Recording Information

County document number: 10543560
 Date recorded: 03/01/2016
 Volume/jacket:
 Page/Image:

Parcel

County: MILWAUKEE
 Property legal description: (short - first 200 characters) LOT 17 AND THE NORTH 1/2 OF LOT 18, IN BLOCK 2, IN FERNWOOD, IN THE NORTHEAST 1/4 OF SECTION 15, TOWNSHIP 6 NORTH, RANGE 22 EAST, IN THE CITY OF MILWAUKEE, MILWAUKEE COUNTY, WISCONSIN
 All of parcel 541-0643-700 in the MILWAUKEE, CITY OF
 3269 S NEW YORK AVENUE
 Physical property address:
 Section/township/baseline/range/meridian: 15/6/22/E
 Subdivision or condo/lot or unit#/block: FERNWOOD/17/2
 Primary residence of grantee: No

Fee Computation

Total value of real estate transferred: \$206,000.00
 Value subject to fee: \$0.00
 Transfer fee due: \$0.00
 Transfer fee exemption number: 15s
 Personal property value excluded from total value: \$0.00
 Property value exempt from local property tax: \$0.00

Tax Bill Mailing Address

Send tax bill to:
 Name: SUPPORTIVE HEALTH LLC, A NJ LLC

Street Address:
City, State Zip:

Transfer and Financing

Transfer type: Quit Claim Deed / TRANSFERRING INTO LLC
Transfer type other note: TRANSFERRING INTO LLC
Conveyance document type: Quit Claim Deed
Conveyance code other note:
Conveyance date: 02/17/2016
Grantee financing: None

Physical Description

Property type: Land and Buildings
Predominant use: Single Family
Lot square footage: 0
Total acres: 1
MFL/PFC acres: 0
Feet of water frontage: 0
Number of units: 0

Agent and Preparer

Grantor agent: NONE
Grantee agent: PERRAULT JEAN -PAUL, 85 SYCAMORE ROAD, JERSEY CITY, NJ 07305
Preparer name: PERRAULT JEAN-PAUL

Weatherization

Subject to residential No
rental weatherization standards:
Energy exclusion: W-3

System Information

Recording information added on: 03/01/2016
Document locator number: 201602019989333
Previous document number:

Municipal Assessor Information

Arm's length: 2 - Non-Useable Sale
Primary class:
Water type:
Property code:

Full Legal Description

LOT 17 AND THE NORTH 1/2 OF LOT 18, IN BLOCK 2, IN FERNWOOD, IN THE NORTHEAST 1/4 OF SECTION 15, TOWNSHIP 6 NORTH, RANGE 22 EAST, IN THE CITY OF MILWAUKEE, MILWAUKEE COUNTY, WISCONSIN